

13.03.2025
Court No.23
ML-20
(pp)

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
Appellate Side
WPA 30470 of 2024
Atanu Paul

versus

State of West Bengal & Ors.

Mr. Pintu Karar,
Mr. Sabad Uddin Laskar,
Mr. Sourav Roy

....for the petitioner.

Mr. Joydip Banerjee,
Mr. Sabnam Farooqui

....for the State.

Admittedly, the father of the petitioner, who died-in-harness, was holding a civil post under the State. The petitioner is seeking compassionate appointment on the death of the employee concerned.

In view of the provisions of section 15 read with section 28 of the Administrative Tribunals Act, 1985, this issue is to be adjudicated by the competent State Administrative Tribunal.

The writ petition is accordingly dismissed as withdrawn with liberty to file afresh on the self-same cause, if any, before the appropriate forum.

The time spent between 20th February, 2024 when the writ petition was filed and today (13.03.2025) shall be construed to be time spent in prosecuting a litigation bona fide before a court without jurisdiction.

(Arindam Mukherjee, J.)